

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

Document Electronically Filed

HOWARD MANKOFF, ESQ. (HM 9083)
MARSHALL, DENNEHEY, WARNER,
COLEMAN & GOGGIN
425 EAGLE ROCK AVENUE, SUITE 302
ROSELAND, NJ 07068
(973) 618-4100
Email: hmankoff@mdwcg.com
ATTORNEYS FOR DEFENDANT - JH Beers, Inc.

RUDOLPH JEZERCAK

Plaintiff,

V.

TIREENERGY CORP.

Defendant/Third Party Plaintiff,

and

J.H. BEERS, INC. and ACTIVE TANK
SERVICE D/B/A ACTIVE OIL SERVICES,
INC.

Third Party Defendant(s),

CIVIL ACTION NO.:01 CV 03438 (WJM)

ORDER

This matter, having been brought before the Court by Howard Mankoff, Esq., of Marshall, Dennehey, Warner, Coleman & Goggin, counsel for defendant, J.H. BEERS, INC., upon notice to all counsel and for good cause shown;

IT IS ON THIS day of , 2004; ORDERED

1. The Complaint of plaintiff is dismissed with prejudice, granting summary judgment for J.H. Beers, Inc.; and

2. A copy of this Order shall be served on all counsel within _____ days of the date of this Order.

, U.S.D.J.